

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

VICTORIA EVANOFF, as Administrator of	:	CIVIL ACTION
the ESTATE OF JOHN EVANOFF,	:	
DECEASED	:	No. 5:23-cv-03417-JFL
Plaintiff,	:	
vs.	:	
MARSH USA, LLC,	:	
THERESE PERRETTE, and	:	
JOHN DOE DEFENDANTS # 1-2	:	
Defendants.	:	

**DEFENDANTS' MOTION *IN LIMINE* TO EXCLUDE
EVIDENCE OR REFERENCE TO POTENTIAL INDEMNIFICATION BY
EAST PENN MANUFACTURING COMPANY
AND THE PENNSYLVANIA WORKERS' COMPENSATION ACT**

AND NOW, Defendants Marsh USA, LLC ("Marsh USA") and Therese Perrette (together, "Defendants"), by and through their undersigned counsel, Goldberg Segalla LLP, respectfully submit the within Motion *in Limine* to Exclude Any Evidence or Reference to Potential Indemnification by East Penn Manufacturing Company or The Pennsylvania Workers' Compensation Act.

A Brief, Exhibits, and Proposed Order are being filed herewith and are incorporated herein by reference.

WHEREFORE, Defendants respectfully request that the Court enter Order, substantially in the form appended hereto, granting Defendants' Motion *in Limine* to Exclude Evidence or Reference to Potential Indemnification by East Penn Manufacturing Company or The Pennsylvania Workers' Compensation Act.

Respectfully submitted,

Dated: April 9, 2024

GOLDBERG SEGALLA LLP

/s/ Michael P. Luongo

Michael P. Luongo, Esq. (PA I.D. No. 311948)
Robert M. Hanlon, Esq. (PA I.D. No. 207899)
Joseph Ross, Esq. (PA I.D. No. 318039)
1700 Market Street, Suite 1418
Philadelphia, PA 19103
T: 267.519.6852
F: 267.519.6801
mluongo@goldbergsegalla.com
rhanlonjr@goldbergsegalla.com
jross@goldbergsegalla.com

*Attorneys for Defendants
Marsh USA, LLC and Therese Perrette*

CERTIFICATE OF NON-CONCURRENCE

I, Michael P. Luongo, Esq., hereby certify that I contacted counsel for Plaintiff regarding possible concurrence with Defendants' Motion *in Limine* and that Plaintiff's counsel did not concur with Defendants' Motion.

s/ Michael Luongo

Michael P. Luongo, Esq.

Dated: April 9, 2024

CERTIFICATE OF SERVICE

I, Michael P. Luongo, Esq., hereby certify that a true and correct copy of the forgoing Motion *in Limine* was served on all counsel of record via ECF on the date below.

s/ Michael Luongo

Michael P. Luongo, Esq.

Dated: April 9, 2024